IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

GUARDIANSHIP PETITION NO.99 OF 2006

In the matter of
Kumari Hitakshi Mukesh Trivedi, Age 11 years
Minor under the age of 18 years residing at
205/22-23 Gupta Apartment, Gupta Compound,
Anjur Phata, Rahanal, Bhiwandi, Dist.Thane

...Minor

Vipul Ghanshyambhai Vyas ...Petitioner

Mrs.Sheetal for the minor
Mr.Mishra for the petitioner

CORAM : SMT.ROSHAN DALVI, J.

DATED : 24TH JANUARY, 2007

P.C.

1. The petitioner is the maternal uncle of the minor Kum.Hitakshi Trivedi. The father of the minor expired on 3rd December, 2003. The mother of the minor was appointed as a guardian in G.P.No.110 of 2005 by an order dated 14th September, 2005. The mother of the child has also expired on 23rd June, 2006. The petitioner has produced her original Death Certificate. The child was living with the petitioner even during the life time of the mother of the child after her divorce from her husband. The petitioner is appointed guardian of

Kum.Hitakshi Trivedi. The father of the child served in Western Railway during his life time. The minor is entitled to receive all the dues payable to her father, Mukesh Trivedi. The petitioner shall open a Bank account in the name of the child and showing her as a guardian. The Western Railway shall issue account payee cheque for all the amounts remaining to be paid to their deceased employee Mukesh Trivedi in the name of the child Kum.Hitakshi Trivedi and showing the petitioner as a guardian. The cheques shall be credited in the account of the minor opened by the petitioner. The petitioner shall thereafter, invest the amount credited to the account in the F.D.R. in any Nationalized Bank or HDFC. The petitioner shall be entitled to withdraw and utilise the interest amount from the F.D.R. for the maintenance of the child.

(SMT.ROSHAN DALVI,J.)